IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

WEDNESDAY, THE 21ST FEBRUARY 2007 / 2ND PHALGUNA 1928

WP(C).No. 34568 of 2006(M)

PETITIONERS:

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1. **RAJAN P.K., S/O. KUNJAN,**
   AGED 43 YEARS, PAKKUKALAYIL HOUSE, KEZHOOR P.O.,
   THALAYOLAPARAMBU, KOTTAYAM, NOW WORKING AS
   P.C.K. 5405, ETTUMANNUR POLICE STATION,KOTTAYAM.

2. **K.N. SURA, S/O. LATE NARAYANAN,**
   AGED 47 YEARS, KATTAMALA HOUSE, POONJAR-
   THEKKEKARA P.O., KOTTAYAM DISTRICT, NOW WORKING AS
   A.S.I., ETTUMANOOR POLICE STATION,KOTTAYAM DIST.

3. **ABRAHAM K.M., S/O. K.E.MATHAI,**
   AGED 38 YEARS, KALAPURACKAL HOUSE, POST MATTAKKARA
   KOTTAYAM DISTRICT, NOW WORKING AS P.C.NO.5566,
   CRIME BRANCH POLICE, KOTTAYAM.

4. **BIJU KUTTAN, S/O.P.N.THANKAPPAN,**
   AGED 34 YEARS, PUTHUPARAMBIL HOUSE,NALUKODI POST,
   CHANGANASSERY, KOTTAYAM, NOW WORKING AS
   P.C.K. 5596, VAKATHANAM POLICE STATION.

5. **MANIKANDAN M., S/O. M.AYAPPAN,**
   AGED 33 YEARS, MUNDAKULAM HOUSE, POMBARA P.O.,KARA
   KURISHIVAYA, PALAKKAD DISTRICT, NOW WORKING AS
   P.C.NO.3994, CHERPULASSERY POLICE STATION,
   PALAKKAD DISTRICT.

BY ADV. SRI.SUNIL V.MOHAMMED

RESPONDENTS:

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1. **THE STATE OF KERALA,**
   REP. BY THE SECRETARY TO HOME (A) DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. **THE DIRECTOR GENERAL OF POLICE,**
   THIRUVANANTHAPURAM.

BY GOVT. PLEADER SHRI.BIJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

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WP(C).No.34568 OF 2006-M.

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Dated this the 21st day of February, 2007.

J U D G M E N T

The petitioners belong to the category of Police Constables.

2. One Mr.John, while working as Head Constable, sought for orders granting relaxation from Physical Efficiency Test for selection to the post of Sub Inspector of Police Trainee (General Executive) and the 1st respondent passed orders granting relaxation in exercise of the power under Rule 39 of K.S. & S.S.R. Ext.P2 Government Order dated 25-2-2005 came into existence under the above circumstances. The petitioners submit that the benefits granted to the above named John will have to be granted to them also as they are similarly situated. Exts.P4 to P7 and Ext.P3 are the representations filed by the petitioners 1 to 5 respectively before the 1st respondent. Counsel submits that this Court may direct the 1st respondent to take a just decision on the representations of the petitioners as expeditiously as possible.

3. I have heard Government Pleader also.

4. The 1st respondent is directed to consider the

request of the petitioners as highlighted in Exts.P4 to P7 and Ext.P3 and pass orders in accordance with law within two months from the date of receipt of a copy of this judgment. The petitioners shall produce a copy of the writ petition along with copies of all exhibits as also a copy of this judgment before the 1st respondent for information and action.

K.K.DENESAN, JUDGE.

kvs/-